IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 19TH NOVEMBER 2007 / 28TH KARTHIKA 1929

Crl.Rev.Pet.No. 1498 of 2003()

CRA.400/2001 of III ADDL. SESSIONS COURT, THRISSUR
ST.44/1998 of JUDL. MAGISTRTE OF FIRST CLASS COURT-III, THRISSUR

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REVN. PETITIONER: APPELLANT/ACCUSED

MANOHARAN, PROPRIETOR,
KOHINOOR AGENCIES, KOTTATE ROAD,
PUTHIYATHERU P.O., CHIRAKKAL, KANNUR-670 011.

BY ADV. SMT.K.SEENA

RESPONDENTS: RESPONDENT

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1. THE STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

2. M/S.SUPREME PLASTIC INDUSTRIES,
HEAD NO.C-II, INDUSTRIAL ESTATE, OLLUR,
REPRESENTED BY POWER OF ATTORNEY HOLDER
MOHANDAS S/O. MANGATTU ACHUTHAN NAIR,
POONKUNNAM, THRISSUR DISTRICT.

BY ADV. SRI.VARGHESE C.KURIAKOSE
SRI.PRAVEEN K. JOY
PUBLIC PROSECUTOR SRI. C.M. NAZAR

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 19/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Crl.R.P. No.1498 of 2003

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Dated: 19-11-2007

ORDER

The accused in ST. No. 44 of 1998 on th**e file** of the J.F.C.M- III, Thrissur for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. Crl.M.A.No. 11845 of 2007 has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C. Money, if any, deposited by the revision petitioner pursuant to the orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner/accused.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR,
(JUDGE)

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